

# APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... FEB 25 1988  
 Returned to applicant for correction..... MAR 16 1988  
 Corrected application filed..... MAY 13 1988  
 Map filed..... MAY 13 1988 Under 51870

The applicant..... Whiskey Pete's Casino  
 P.O. Box 128....., of..... Jean  
Street and No. or P.O. Box No. City or Town  
Nevada 89019, hereby make..... Application for permission to appropriate the public  
State and Zip Code No.  
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a  
 copartnership or association, give names of members.)

1. The source of the proposed appropriation is..... underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 1.0 cfs.....second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... quasi-municipal  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... within the NW 1/4 SW 1/4  
Describe as being within a 40-acre subdivision of public  
Section 14, Township 17 North, Range 14 East, San Bernardino Baseline &  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated. Meridian, at a point from  
which the NE corner of said Section 14 bears North 58°58'33" East a  
distance of 5765.51 feet.

6. Place of use..... Within portions of the E 1/2 W 1/2 Section 8, E 1/2 Section  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
8, and the N 1/2 Section 9, all within Township 27 South, Range 59  
East, M.D.B.&M.

7. Use will begin about..... January 1st.....and end about..... December 31st......of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
 specifications of your diversion or storage works.)..... drilled and cased well, submersible  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
pump, electric motor and distribution system to place of use.  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$100,000.00

10. Estimated time required to construct works..... three years  
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... ten years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be co-mingled with other rights owned by the applicant.

Water consumption, pursuant to Master Plan, will be submitted

prior to ready for action date.

By s/ Ross E. de Lipkau  
R. E. de Lipkau  
P.O. Box 2790  
Reno, Nv 89505

Compared..... jm/ jjk ..... pm/se

Protested.....

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water place to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed..... 1.0 .....cubic feet per second., but not to exceed 177.92

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... March 29, 1991

Proof of completion of work shall be filed on or before..... April 29, 1991

Application of water to beneficial use shall be made on or before..... March 29, 1994

Proof of the application of water to beneficial use shall be filed on or before..... April 29, 1994

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... MAY 11 1992

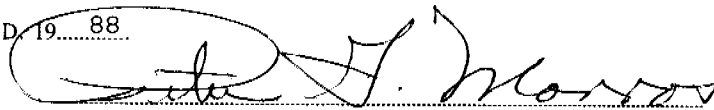
Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I..... PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of my  
 office, this..... 8th .....day of..... December.....

A.D. 19..... 88 .....

  
 State Engineer

## (PERMIT TERMS CONTINUED)

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The total combined duty of water under Permits 50701, 50808, 51870, 51871, 51872, 51873, 52087 and 52088 shall not exceed 177.92 million gallons annually.

The permittee shall submit a monitoring plan to show any impact resulting from an increase in groundwater pumping. Upon approval by the State Engineer of such a plan, data will be submitted to the State Engineer on a monthly basis.

Upon further groundwater development a report shall be submitted to the State Engineer to identify the amount of water recharged through the proposed rapid infiltration basins into the groundwater system. Upon review of that data by the State Engineer, the amount of water credited by the recharge program will be determined. The maximum amount to be credited will not exceed 90 percent of the amount recharged.

The total annual withdrawal of water under Permits 50701, 50808, 51870, 51871, 51872, 51873, 52087 and 52088 is initially limited to 177.92 million gallons annually. The total annual withdrawal of water under Permits 50701, 50808, 51870, 51871, 51872, 51873, 52087 and 52088 may be raised in stages up to a maximum of 177.92 million gallons annually in addition to the amount credited for recharge, as approved and authorized by the State Engineer, only after the State Engineer has determined the amount to be credited by the recharge program.

The State Engineer does not waive any authority to require the permittee to comply with the provisions of NRS 534.010 and 534.250 through 534.340, inclusive.